

MESSAGE NO: 3111003 MESSAGE DATE: 04/21/1993

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: ORD-Order PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-462-304, A-463-404

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 04/07/1993 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: ANTIDUMPING DUTY ORDER ON FERROSILICON FROM KAZAKHSTAN AND
UKRAINE

MESSAGE NO: 3111003

DATE: 04 21 1993

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CASES: A - 463 - 404

A - 462 - 304

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PERIOD COVERED: 04 07 1993 TO

LIQ SUSPENSION DATE:

TO: REGIONAL DIRECTORS, COMMERCIAL OPERATIONS
DISTRICT DIRECTORS, AREA AND PORT DIRECTORS

FROM: DIRECTOR, IMPORT SPECIALIST DIVISION

RE: ANTIDUMPING DUTY ORDER ON FERROSILICON FROM KAZAKHSTAN
AND UKRAINE

1. THE DEPARTMENT OF COMMERCE PUBLISHED IN THE FEDERAL
REGISTER ON APRIL 7, 1993, THE NOTICE OF ITS ANTIDUMPING DUTY
ORDER ON FERROSILICON FROM KAZAKHSTAN AND UKRAINE.

2. THE MERCHANDISE SUBJECT TO THIS ANTIDUMPING DUTY ORDER IS
FERROSILICON, FERROSILICON IS A FERROALLOY PRODUCED BY COMBINING,
BY WEIGHT, NOT LESS THAN FOUR PERCENT IRON, MORE THAN EIGHT NOT
LESS THAN FOUR PERCENT IRON, MORE THAN EIGHT PERCENT BUT NOT MORE
THAN 96 PERCENT SILICON, NOT MORE THAN 10 PERCENT CHROMIUM, NOT

MORE THAN 30 PERCENT MANGANESE, NOT MORE THAN THREE PERCENT PHOSPHOROUS, LESS THAN 2.75 PERCENT MAGNESIUM, AND NOT MORE THAN 10 PERCENT CALCIUM OR ANY OTHER ELEMENT.

FERROSILICON IS A FERROALLOY PRODUCED BY COMBINING SILICON AND IRON THROUGH SMELTING IN A SUBMERGE-ARC FURNACE. FERROSILICON IS USED PRIMARILY AS AN ALLOYING AGENT IN THE PRODUCTION OF STEEL AND CAST IRON. IT IS ALSO USED IN THE STEEL INDUSTRY AS A DEOXIDIZER AND A REDUCING AGENT, AND BY CAST IRON PRODUCERS AS AN INOCULANT.

FERROSILICON IS DIFFERENTIATED BY SIZE AND BY GRADE. THE SIZES EXPRESS THE MAXIMUM AND MINIMUM DIMENSIONS OF THE LUMPS OF FERROSILICON FOUND IN A GIVEN SHIPMENT. FERROSILICON GRADES ARE DEFINED BY THE PERCENTAGES BY WEIGHT OF CONTAINED SILICON AND OTHER MINOR ELEMENTS. FERROSILICON IS MOST COMMONLY SOLD TO THE IRON AND STEEL INDUSTRIES IN STANDARD GRADES OF 75 PERCENT AND 50 PERCENT FERROSILICON.

CALCIUM SILICON, FERROCALCIUM SILICON, AND MAGNESIUM FERROSILICON ARE SPECIFICALLY EXCLUDED FROM THE SCOPE OF THESE ORDERS. CALCIUM SILICON IS AN ALLOY CONTAINING, BY WEIGHT, NOT MORE THAN FIVE PERCENT IRON, 60 TO 65 PERCENT SILICON AND 28 TO 32 PERCENT CALCIUM. FERROCALCIUM SILICON IS A FERROALLOY CONTAINING, BY WEIGHT, NOT LESS THAN FOUR PERCENT IRON, 60 TO 65 PERCENT SILICON, AND MORE THAN 10 PERCENT CALCIUM. MAGNESIUM FERROSILICON IS A FERROALLOY CONTAINING, BY WEIGHT, NOT LESS THAN FOUR PERCENT IRON, NOT MORE THAN 55 PERCENT SILICON, AND NOT LESS THAN 2.75 PERCENT MAGNESIUM.

FERROSILICON IS CLASSIFIABLE UNDER THE FOLLOWING SUBHEADINGS OF THE HARMONIZED TARIFF SCHEDULE OF THE UNITED STATES (HTSUS): 7202.21.1000, 7202.21.5000, 7202.21.7500, 7202.21.9000, 7202.29.0010, AND 7202.29.0050. THE HTSUS SUBHEADING ARE PROVIDED FOR CONVENIENCE AND CUSTOMS PURPOSES. OUR WRITTEN DESCRIPTION OF THE SCOPE OF THESE ORDERS IS DISPOSITIVE.

3. FOR FURTHER REPORTING PURPOSES, THESE CASES HAVE BEEN ASSIGNED THE FOLLOWING INVESTIGATION NUMBERS: A-834-804 (KAZAKHSTAN) AND A-823-804 (UKRAINE). THESE NUMBERS SHOULD BE USED WHEN DEALING WITH THE DEPARTMENT OF COMMERCE ONLY. THE

CUSTOMS IDENTIFICATION NUMBER IS TO BE USED FOR CUSTOMS IDENTIFICATION PURPOSES.

4. THE INTERNATIONAL TRADE COMMISSION (ITC) FOUND THAT A U.S. INDUSTRY IS MATERIALLY INJURED BY REASON OF IMPORTS OF FERROSILICON FROM KAZAKHSTAN AND UKRAINE THAT ARE SOLD IN THE UNITED STATES AT LESS THAN FAIR VALUE.

5.THE CUSTOMS SERVICE SHALL CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF ALL MANUFACTURERS, PRODUCERS, AND EXPORTERS THAT ARE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER

DECEMBER 29, 1992. IN ADDITION, EFFECTIVE APRIL 7, 1993, CUSTOMS OFFICIALS SHALL REQUIRE A CASH DEPOSIT EQUAL TO THE ESTIMATED MARGIN PERCENTAGES LISTED BELOW FOR ALL ENTRIES OF THE CONSUMPTION, ON OR AFTER APRIL 7, 1993.

6. ON MARCH 23, 1993, THE ITC NOTIFIED THE DEPARTMENT THAT RETROACTIVE ASSESSMENT OF ANTIDUMPING DUTIES IS NOT NECESSARY TO PREVENT RECURRENCE OF MATERIAL INJURY FROM MASSIVE IMPORTS OVER A

SHORT PERIOD. AS A RESULT OF THE ITC'S DETERMINATION, THE CUSTOMS SERVICE SHALL TERMINATE THE RETROACTIVE SUSPENSION OF LIQUIDATION AND RELEASE ANY BOND OR OTHER SECURITY AND REFUND ANY CASH DEPOSIT WITH RESPECT TO ENTRIES OF SUBJECT MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION PRIOR TO

DECEMBER 29, 1992.

MANUFACTURERS/PRODUCERS/EXPORTERS	IDENTIFICATION NO.	PERCENT MARGIN
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ALL EXPORTERS (KAZAKHSTAN)	A-463-404-000	104.18%
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ALL EXPORTERS (UKRAINE)	A-462-304-000	104.18%
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THE MODULE HAS BEEN UPDATED TO REFLECT THE ABOVE INFORMATION.

7. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICER, THEY SHOULD BE REFERRED TO THE IMPORT SPECIALIST DIVISION, OTHER AGENCY BRANCH, CUSTOMS HEADQUARTERS VIA E-MAIL ATTRIBUTE "HQ OAB." THE IMPORTING PUBLIC AND OTHER INTERESTED PARTIES SHOULD CONTACT JAMES TERPSTRA OF THE OFFICE OF ANTIDUMPING INVESTIGATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, TELEPHONE (202) 482-3965.

THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

NANCY MCTIERNAN

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party